

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

**OGALLALA COMMUNITY HOSPITAL
AND HEALTH FOUNDATION, INC.,**

Plaintiff,

vs.

**VITZTUM COMMERCIAL FLOORING,
INC., AMCO INSURANCE COMPANY,
HORTY ELVING CONSTRUCTION
SERVICES, INC., and
HORTY ELVING & ASSOCIATES, INC.,**

Defendants,

**VITZTUM COMMERCIAL FLOORING,
INC., and
AMCO INSURANCE COMPANY,**

Third Party Plaintiffs,

vs.

**DEPENDABLE CHEMICAL CO., INC. and
MANKINI VINYL INSTALLATION,**

Third Party Defendants.

7:04CV5012

ORDER

This matter is before the court on the "Suggestion in Bankruptcy" (Filing No. 67) filed by the third-party plaintiffs, Vitztum Commercial Flooring and AMCO Insurance Company, and based on the bankruptcy filing of Eugene Mankini affecting the assets of third-party defendant Mankini Vinyl Installation. Upon consideration,

IT IS ORDERED:

1. Pursuant to NEGenR 1.5(a)(1) and 28 U.S.C. § 157, this case is referred to the United States Bankruptcy Court for the District of Nebraska.

2. This case shall be terminated for statistical purposes by the Clerk of the Court for the District of Nebraska.

3. The Clerk of the Court for the District of Nebraska shall deliver the court file to the Clerk of the Bankruptcy Court for the District of Nebraska.

DATED this 7th day of June, 2005.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge